

COMBINED DECLARATION AND POWER OF ATTORNEY

As an inventor named below, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; and that I believe I am the original, first and sole inventor (if only one name is listed below), or an original, first and joint inventor (if plural names are listed below), of the subject matter which is claimed and for which a patent is sought on the invention entitled:

COSMETIC CONTAINERS

the specification of which: (complete (a), (b) and/or (c))

- (a) ☒ (X) is attached hereto; or
- (b) () was filed on _____ as Serial No. _____ and/or
- (c) () was filed on _____ by Express Mail No. _____.

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Sec. 1.56(a) (37 CFR 1.56(a)).

BENEFIT CLAIM

I hereby claim the benefit of U.S. Provisional Application No. 60/450,853 filed February 28, 2004 under Title 35, United States Code, Section 119(e).

POWER OF ATTORNEY

As a named inventor, I hereby appoint D. Peter Hochberg, Reg. No. 24,603, James A. Rich, Reg. No. 25,519, Sean Mellino, Reg. No. 48,817, and Katherine R. Vieyra, Reg. No. 47,155, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

SEND CORRESPONDENCE TO:

DIRECT TELEPHONE CALLS TO:

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Cleveland, Ohio 44114-2294

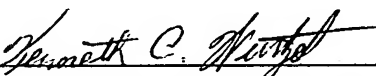
James A. Rich
(216) 771-3800

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE(S)

Full name of sole or first inventor: Kenneth Charles Wurtzel

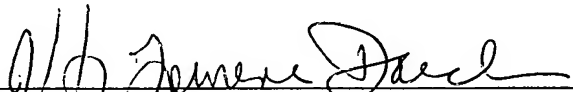
Inventor's signature: 

Date: 2/19/04 Country of Citizenship: U.S.A.

Residence: 14 Dawson Drive, Bridgeton, New Jersey 08302

Post Office Address: (same)

Full name of second joint inventor, if any: Jeffrey Lawrence Daecher

Inventor's signature: 

Date: 2/19/04 Country of Citizenship: U.S.A.

Residence: 844 McKendimen Road, Indian Mills, New Jersey 08088

Post Office Address: (same)

Full name of third joint inventor, if any: _____

Inventor's signature: _____

Date: _____ Country of Citizenship: _____

Residence: _____

Post Office Address: _____

If no further pages form a part of this Declaration then end this Declaration with this page and check the following item.

(X) This declaration ends with this page